

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

JOAN O'MEARA, et al.,

Plaintiffs,

v.

DAVE HEINEMAN, et al.

Defendants.

8:09CV157

**MEMORANDUM AND ORDER**

CLAUDIE SIRES, Personal Representative  
of the Estate of Claudia Wright,

Plaintiff,

v.

DAVE HEINEMAN, et al.,

Defendants.

4:10CV3020

GARRY WHEELER, Personal  
Representative of the Estate of Sara  
Schnell,

Plaintiff,

v.

DAVE HEINEMAN, et al.

Defendants.

4:10CV3021

Plaintiffs in these consolidated actions filed motions to extend the deadline to respond to Defendants' pending motions for summary judgment (Case No. 8:09CV157, [filing 62](#); Case No. 4:10CV3020, [filing 34](#); Case No. 4:10CV3021, [filing 33](#)). Contemporaneously therewith, Plaintiffs filed motions to conduct limited discovery on the issue of qualified immunity raised by Defendants' summary judgment motions (Case No. 8:09CV157, [filing 63](#); Case No. 4:10CV3020, [filing 35](#); Case No. 4:10CV3021, [filing 34](#)). Because Plaintiffs' motions to conduct limited discovery are not ripe for resolution until after the deadline for Plaintiffs to submit their responses to Defendants' motions for summary judgment, I shall extend the deadline to respond to the motions for summary judgment.

IT IS ORDERED:

1. Plaintiffs' motions to extend the deadline to respond to Defendants' motions for summary judgment (Case No. 8:09CV157, [filing 62](#); Case No. 4:10CV3020, [filing 34](#); Case No. 4:10CV3021, [filing 33](#)) are granted, to the extent set forth below;
2. Plaintiffs' response deadline for the motions for summary judgment are stayed until a date to be determined after the court has considered and ruled upon Plaintiffs' motions to conduct limited discovery (Case No. 8:09CV157, [filing 63](#); Case No. 4:10CV3020, [filing 35](#); Case No. 4:10CV3021, [filing 34](#)).
3. The court will advise the parties of the new response deadline at the time that it rules upon Plaintiffs' motions to conduct limited discovery.

July 27, 2010.

BY THE COURT:

*Richard G. Kopf*

United States District Judge